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Frederick P. Fish 1855-1930

W.K. Richardson 1859-1951 July 31, 2001

Attorney Docket No.: 13359-003001

## **Box Patent Application**

Commissioner for Patents Washington, D.C. 20231

Presented for filing is a new original patent application of:

Applicant: Biao Lu and Christopher Liou

Title: METHOD OF PROTECTING AS AGAINST SPAN FAILURES IN A

COMMUNICATION NETWORK

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b):

	Pages
Specification	12
Claims	6
Abstract	1
Declaration (unsigned)	2
Informal drawings	9

## **Enclosures:**

- Postcard; and
- Request and Certification under 35 U.S.C. 122(b)(2)(B)(i).

Basic filing fee	\$710
Total claims in excess of 20 times \$18	\$72
Independent claims in excess of 3 times \$80	\$240
Fee for multiple dependent claims	\$0
Total filing fee:	\$1022

Under 37 CFR §1.53(f), no filing fee is being paid at this time.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (650) 322-5070.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No.	EL557831273US	
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Commissioner for Patents July 31, 2001 Page 2

Please send all correspondence to:

CIENA Corporation Legal Department 1201 Winterson Road Linthicum, MD 21090

Respectfully submitted,

David Go

David J. Goren

Reg. No. 34,609

**Enclosures** 

DJG/mxa

50056135.doc

REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

First N	lamed Inventor	Biao Lu	`
Title	Method of Pro in a Commun	otecting as against Span Failures ication Network	
Atty De	ocket Number	13359-003001	

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

July 31, 2001

Date

Signature

David J. Goren, Reg. No. 34,609

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).